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# मध्यप्रदेश राजपत्र

## ( असाधारण )

### प्राधिकार से प्रकाशित

क्रमांक 283]

भोपाल, गुरुवार, दिनांक 11 जुलाई 2019—आषाढ़ 20 शक 1941

विधि और विधायी कार्य विभाग

भोपाल, दिनांक 11 जुलाई 2019

क्र. 11851-169-इक्कीस-अ(प्रा.).—भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसरण में मध्यप्रदेश कृषि-उपज मण्डी (संशोधन) विधेयक, 2019 (क्रमांक 10 सन् 2019) का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्द्वारा प्रकाशित किया जाता है.

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार,  
राजेश यादव, अतिरिक्त सचिव.

**MADHYA PRADESH BILL  
NO. 10 of 2019**

**THE MADHYA PRADESH KRISHI UPJ MANDI (SANSHODHAN) VIDHEYAK, 2019**

**A Bill further to amend the Madhya Pradesh Krishi Upaj Mandi Adhiniyam, 1972.**

Be it enacted by the Madhya Pradesh Legislature in the Seventieth year of the Republic of India as follows:—

- Short title.** 1. This Act may be called the Madhya Pradesh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2019.
- Amendment of Section 72.** 2. In section 72 of the Madhya Pradesh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), in sub-section (2), for full stop, colon shall be substituted, and thereafter the following proviso shall be inserted, namely:—
- “Provided that the State Government shall be competent to dissolve such constituted committee and appoint an officer in-charge in place thereof till the constitution of an elected market committee.”.
- Repeal and saving.** 3. (1) The Madhya Pradesh Krishi Upaj Mandi (Sanshodhan) Adhyadesh, 2019 (No. 1 of 2019) is hereby repealed.
- (2) Notwithstanding the repeal of the said Ordinance, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provision of this Act.

**STATEMENT OF OBJECTS AND REASONS**

Under the Madhya Pradesh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), the market committees are elected for a period of five years and thereafter they can be granted an extension for a maximum period of one year, after which either elections for the new committees are held or in-charge officers are appointed by the State Government. However, when new market committees are notified, the Act authorizes the State Government to nominate committee in-charge for these market committees whose tenure as per the Act is to continue till elections to these market committees is undertaken. There is no existing provision for their dissolution and appointment of in-charge officers by the State Government as is in the case of existing market committees. This has at times resulted in the nominated bodies continuing for a long period and any dissolution before election has led to court cases filed by the nominated committees.

2. Due to the absence of appropriate provisions, the nominated members are able to obtain stay orders from the Hon'ble High Court against the orders of the State Government. Accordingly sub-section (2) of Section 72 of the principal Act is amended suitably.

3. As the matter was urgent and the Legislative Assembly was not in session, the Madhya Pradesh Krishi Upaj Mandi (Sanshodhan) Adhyadesh, 2019 (No. 1 of 2019) was promulgated for the purpose. It is now proposed to replace the said Ordinance by an Act of the State Legislature without any modification.

4. Hence this Bill.

Bhopal :  
Dated the 3rd July, 2019

SACHIN SUBHASH YADAV  
Member-in-charge.